

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

United States of America

Criminal #: 08-09-10 (KSH)

v.

ORDER

Michelle Davis

This matter having come before the Court on the government's motion concerning jury instructions (D.E. 112) and the defendant's motion to sever (D.E. 81); and good cause appearing and for the reasons set forth on the record on October 14, 2008,

It is on this 16th day of October, 2008

ORDERED that the motion to sever is **dismissed as moot** because a superseding indictment has been filed against defendant; and it is further

ORDERED that the motion to instruct the jury on willful blindness is **denied as premature and may be renewed on the record at the close of evidence.**

/s/ Katharine S. Hayden

Katharine S. Hayden, U.S.D.J.

KATHARINE S. HAYDEN, U.S.D.J.